

Issued September 10, 1912.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1632.

(Given pursuant to section 4 of the Food and Drugs Act.)

ADULTERATION OF TOMATO PULP.

On or about December 28, 1911, the United States Attorney for the Eastern District of Louisiana, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 175 cases of so-called tomato pulp, each case containing 4 dozen cans or retail units, remaining unsold in the original unbroken packages and in possession of Holmes & Barnes (Ltd.), a corporation, Baton Rouge, La., alleging that the product had been shipped, on or about November 27, 1911, by Roberts Bros., Baltimore, Md., and transported from the State of Maryland into the State of Louisiana, and charging adulteration in violation of the Food and Drugs Act. Each case was labeled: "H. & B. Baton Rouge, La. Big P. Brand Tomato Pulp made from Tomatoes and Tomato Trimmings, packed by Roberts Bros. Main Office, Baltimore, Md.", and each can was labeled: "Big P. Brand Tomato Pulp (picture of red ripe tomato), made from tomatoes and tomato trimmings, packed by Roberts Bros. Main Office, Baltimore, Md."

Adulteration of the product was alleged in the libel for the reason that it consisted in whole or in part of filthy or decomposed vegetable substance.

On April 8, 1912, claimants having consented to a decree, judgment of condemnation and forfeiture was entered and it was further ordered that the product should be destroyed by the United States marshal.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., June 21, 1912.